



House of Representatives

General Assembly

File No. 413

January Session, 2015

Substitute House Bill No. 6795

House of Representatives, April 2, 2015

The Committee on Public Health reported through REP. RITTER of the 1st Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS' RECOMMENDATIONS FOR TECHNICAL CORRECTIONS TO THE PUBLIC HEALTH STATUTES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 7-74 of the general statutes, as amended by section
2 5 of public act 14-133, is repealed and the following is substituted in
3 lieu thereof (*Effective July 1, 2015*):

4 (a) The fee for a certification of birth registration, short form, shall
5 be fifteen dollars. The fee for a certified copy of a certificate of birth,
6 long form, shall be twenty dollars, except that the fee for such
7 certifications and copies when issued by the department shall be thirty
8 dollars.

9 (b) (1) The fee for a certified copy of a certificate of marriage or
10 death shall be twenty dollars. Such fees shall not be required of the
11 department.

12 (2) Any fee received by the Department of Public Health for a

13 certificate of death shall be deposited in the neglected cemetery
14 account, established in accordance with section 19a-308b.

15 (c) The fee for one certified copy of a certificate of death for any
16 deceased person who was a veteran, as defined in subsection (a) of
17 section 27-103, shall be waived when such copy is requested by a
18 spouse, child or parent of such deceased veteran.

19 (d) The fee for an uncertified copy of an original certificate of birth
20 issued pursuant to section 7-53 shall be sixty-five dollars.

21 Sec. 2. Subdivisions (10) to (13), inclusive, of section 19a-177 of the
22 general statutes are repealed and the following is substituted in lieu
23 thereof (*Effective October 1, 2015*):

24 (10) Research, develop, track and report on appropriate quantifiable
25 outcome measures for the state's emergency medical [services] service
26 system and submit to the joint standing committee of the General
27 Assembly having cognizance of matters relating to public health, in
28 accordance with the provisions of section 11-4a, on or before July 1,
29 2002, and annually thereafter, a report on the progress toward the
30 development of such outcome measures and, after such outcome
31 measures are developed, an analysis of emergency medical services
32 system outcomes;

33 (11) Establish primary service areas and assign in writing a primary
34 service area responder for each primary service area. Each state-owned
35 campus having an acute care hospital on the premises shall be
36 designated as the primary service area responder for that campus;

37 (12) Revoke primary service area assignments upon determination
38 by the commissioner that it is in the best interests of patient care to do
39 so; and

40 (13) Annually issue a list of minimum equipment requirements for
41 ambulances and rescue vehicles based upon current national
42 standards. The commissioner shall distribute such list to all emergency
43 medical [services] service organizations and sponsor hospital medical

44 directors and make such list available to other interested stakeholders.
45 Emergency medical [services] service organizations shall have one
46 year from the date of issuance of such list to comply with the
47 minimum equipment requirements.

48 Sec. 3. Subsection (a) of section 19a-486b of the general statutes is
49 repealed and the following is substituted in lieu thereof (*Effective*
50 *October 1, 2015*):

51 (a) Not later than one hundred twenty days after the date of receipt
52 of the completed application pursuant to subsection [(d)] (e) of section
53 19a-486a, the Attorney General and the commissioner shall approve
54 the application, with or without modification, or deny the application.
55 The commissioner shall also determine, in accordance with the
56 provisions of chapter 368z, whether to approve, with or without
57 modification, or deny the application for a certificate of need that is
58 part of the completed application. Notwithstanding the provisions of
59 section 19a-639a, as amended by this act, the commissioner shall
60 complete the decision on the application for a certificate of need within
61 the same time period as the completed application. Such one-hundred-
62 twenty-day period may be extended by agreement of the Attorney
63 General, the commissioner, the nonprofit hospital and the purchaser. If
64 the Attorney General initiates a proceeding to enforce a subpoena
65 pursuant to section 19a-486c or 19a-486d, the one-hundred-twenty-day
66 period shall be tolled until the final court decision on the last pending
67 enforcement proceeding, including any appeal or time for the filing of
68 such appeal. Unless the one-hundred-twenty-day period is extended
69 pursuant to this section, if the commissioner and Attorney General fail
70 to take action on an agreement prior to the one hundred twenty-first
71 day after the date of the filing of the completed application, the
72 application shall be deemed approved.

73 Sec. 4. Subsection (n) of section 19a-490 of the general statutes is
74 repealed and the following is substituted in lieu thereof (*Effective*
75 *October 1, 2015*):

76 (n) "Multicare institution" means a hospital, psychiatric outpatient

77 clinic for adults, free-standing facility for the care or treatment of
78 substance abusive or dependent persons, hospital for psychiatric
79 disabilities, as defined in section 17a-495, or a general acute care
80 hospital that provides outpatient behavioral health services that [(A)]
81 (1) is licensed in accordance with this chapter, [(B)] (2) has more than
82 one facility or one or more satellite units owned and operated by a
83 single licensee, and [(C)] (3) offers complex patient health care services
84 at each facility or satellite unit.

85 Sec. 5. Subdivision (2) of subsection (c) of section 19a-493 of the
86 general statutes is repealed and the following is substituted in lieu
87 thereof (*Effective October 1, 2015*):

88 (2) Any multicare institution that intends to offer services at a
89 satellite unit or other location outside of its facilities or satellite units []
90 shall submit an application for approval to offer services at such
91 location to the Department of Public Health. Such application shall be
92 submitted on a form and in the manner prescribed by the
93 Commissioner of Public Health. Not later than forty-five days after
94 receipt of such application, the commissioner shall notify the multicare
95 institution of the approval or denial of such application. If the satellite
96 unit or other location is approved, that satellite unit or location shall be
97 deemed to be licensed in accordance with this section [19a-493] and
98 shall comply with the applicable requirements of this chapter and
99 regulations adopted under this chapter.

100 Sec. 6. Section 19a-508a of the general statutes is repealed and the
101 following is substituted in lieu thereof (*Effective October 1, 2015*):

102 Upon admitting a patient to a hospital, hospital personnel shall
103 promptly ask the patient whether the patient desires for his or her
104 physician to be notified of the hospital admission. If the patient so
105 desires, hospital personnel shall make reasonable efforts to notify the
106 physician designated by the patient of the patient's hospital admission
107 as soon as practicable, but not later than twenty-four hours after the
108 patient's request. For purposes of this section, "hospital" [shall have]
109 has the same meaning as provided in section 19a-490, as amended by

110 this act; and "physician" means a person licensed under the provisions
111 of chapter 370.

112 Sec. 7. Subsections (c) and (d) of section 19a-639a of the general
113 statutes are repealed and the following is substituted in lieu thereof
114 (*Effective October 1, 2015*):

115 (c) Not later than five business days after receipt of a properly filed
116 certificate of need application, the office shall publish notice of the
117 application on its Internet web site. Not later than thirty days after the
118 date of filing of the application, the office may request such additional
119 information as the office determines necessary to complete the
120 application. The applicant shall, not later than sixty days after the date
121 of the office's request, submit the requested information to the office. If
122 an applicant fails to submit the requested information to the office
123 within the sixty-day period, the office shall consider the application to
124 have been withdrawn.

125 (d) Upon determining that an application is complete, the office
126 shall provide notice of this determination to the applicant and to the
127 public in accordance with regulations adopted by the department. In
128 addition, the office shall post such notice on its Internet web site. The
129 date on which the office posts such notice on its Internet web site shall
130 begin the review period. Except as provided in this subsection, (1) the
131 review period for a completed application shall be ninety days from
132 the date on which the office posts such notice on its Internet web site;
133 and (2) the office shall issue a decision on a completed application
134 prior to the expiration of the ninety-day review period. The review
135 period for a completed application that involves a transfer of a group
136 practice, as described in subdivision (3) of subsection (a) of section 19a-
137 638, when the offer was made in response to a request for proposal or
138 similar voluntary offer for sale, shall be sixty days from the date on
139 which the office posts notice on its Internet web site. Upon request or
140 for good cause shown, the office may extend the review period for a
141 period of time not to exceed sixty days. If the review period is
142 extended, the office shall issue a decision on the completed application

143 prior to the expiration of the extended review period. If the office
144 holds a public hearing concerning a completed application in
145 accordance with subsection (e) or (f) of this section, the office shall
146 issue a decision on the completed application not later than sixty days
147 after the date the office closes the public hearing record.

148 Sec. 8. Subsection (h) of section 20-206mm of the general statutes is
149 repealed and the following is substituted in lieu thereof (*Effective*
150 *October 1, 2015*):

151 (h) The commissioner may issue an emergency medical [services]
152 service instructor certificate to an applicant who presents (1) evidence
153 satisfactory to the commissioner that the applicant is currently certified
154 as an emergency medical technician in good standing, (2)
155 documentation satisfactory to the commissioner, with reference to
156 national education standards, regarding qualifications as an
157 emergency medical service instructor, (3) a letter of endorsement
158 signed by two instructors holding current emergency medical service
159 instructor certification, (4) documentation of having completed written
160 and practical examinations as prescribed by the commissioner, and (5)
161 evidence satisfactory to the commissioner that the applicant has no
162 pending disciplinary action or unresolved complaints against him or
163 her.

164 Sec. 9. Section 20-482 of the general statutes is repealed and the
165 following is substituted in lieu thereof (*Effective October 1, 2015*):

166 Any person or entity who knowingly violates any provision of
167 sections 20-474 to 20-481, inclusive, and subsections (e) and (f) [,] of
168 section 19a-88 or any regulation adopted thereunder, shall be fined not
169 more than five thousand dollars per violation per day and be subject to
170 disciplinary action pursuant to section 19a-17.

171 Sec. 10. Subsection (f) of section 19a-29a of the general statutes is
172 repealed and the following is substituted in lieu thereof (*Effective*
173 *October 1, 2015*):

174 (f) Each registration or [certificate of approval] certification shall be
175 issued for a period of not less than twenty-four or more than twenty-
176 seven months from any deadline for applications established by the
177 commissioner. Renewal applications shall be made (1) biennially
178 within the twenty-fourth month of the current registration; (2) before
179 any change in ownership is made; and (3) prior to any major
180 expansion or alteration in, or changing of, quarters.

181 Sec. 11. Subsection (c) of section 17a-58 of the general statutes is
182 repealed and the following is substituted in lieu thereof (*Effective July*
183 *1, 2015*):

184 (c) The designated employee may request the parent or agent to
185 provide (1) the name of the parent or agent, (2) information on the
186 medical history of the infant and parents, and (3) the infant's name and
187 date of birth if the infant's birth has been registered in the state vital
188 records system prior to the surrender of the infant. Notwithstanding
189 such a request from the designated employee, the parent or agent is
190 not required to provide such name or information. The designated
191 employee may provide the parent or agent with a numbered
192 identification bracelet to link the parent or agent to the infant. The
193 bracelet shall be used for identification only and shall not be construed
194 to authorize the person who possesses the bracelet to take custody of
195 the infant on demand. The designated employee shall provide the
196 parent or agent with a pamphlet describing the process established
197 under sections 17a-57 to [17a-61] 17a-60, inclusive, and sections 17a-61,
198 as amended by this act, 53-21 and 53-23.

199 Sec. 12. Section 17a-61 of the general statutes is repealed and the
200 following is substituted in lieu thereof (*Effective July 1, 2015*):

201 The Department of Children and Families, in consultation with the
202 Attorney General, shall prepare a public information program about
203 the process established under this section and sections 17a-57 to [17a-
204 61] 17a-60, inclusive, 53-21 and 53-23. Such program shall include
205 distribution to mothers and agents of a pamphlet that has the
206 following information: (1) An explanation of the process established by

207 this section and sections 17a-57 to [17a-61] 17a-60, inclusive; (2) the
208 legal ramifications and protections for the mother or agent; (3) what
209 will happen to the infant; (4) how to contact the Department of
210 Children and Families with questions and the procedures for
211 reunification; (5) the timelines involved in termination of parental
212 rights and adoption; and (6) any other relevant information.

213 Sec. 13. Subsection (b) of section 17a-111b of the general statutes is
214 repealed and the following is substituted in lieu thereof (*Effective July*
215 *1, 2015*):

216 (b) The Commissioner of Children and Families or any other party
217 may, at any time, file a motion with the court for a determination that
218 reasonable efforts to reunify the parent with the child are not required.
219 The court shall hold an evidentiary hearing on the motion not later
220 than thirty days after the filing of the motion or may consolidate the
221 hearing with a trial on a petition to terminate parental rights pursuant
222 to section 17a-112. The court may determine that such efforts are not
223 required if the court finds upon clear and convincing evidence that: (1)
224 The parent has subjected the child to the following aggravated
225 circumstances: (A) The child has been abandoned, as defined in
226 subsection (j) of section 17a-112; or (B) the parent has inflicted or
227 knowingly permitted another person to inflict sexual molestation or
228 exploitation or severe physical abuse on the child or engaged in a
229 pattern of abuse of the child; (2) the parent has killed, through
230 deliberate, nonaccidental act, another child of the parent or a sibling of
231 the child, or has requested, commanded, importuned, attempted,
232 conspired or solicited to commit or knowingly permitted another
233 person to commit the killing of the child, another child of the parent or
234 sibling of the child, or has committed or knowingly permitted another
235 person to commit an assault, through deliberate, nonaccidental act,
236 that resulted in serious bodily injury of the child, another child of the
237 parent or a sibling of the child; (3) the parental rights of the parent to a
238 sibling have been terminated within three years of the filing of a
239 petition pursuant to this section, provided the commissioner has made
240 reasonable efforts to reunify the parent with the child during a period

241 of at least ninety days; (4) the parent was convicted by a court of
 242 competent jurisdiction of sexual assault, except a conviction of a
 243 violation of section 53a-71 or 53a-73a resulting in the conception of the
 244 child; or (5) the child was placed in the care and control of the
 245 commissioner pursuant to the provisions of sections 17a-57 to [17a-61]
 246 17a-60, inclusive, and section 17a-61, as amended by this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2015	7-74
Sec. 2	October 1, 2015	19a-177(10) to (13)
Sec. 3	October 1, 2015	19a-486b(a)
Sec. 4	October 1, 2015	19a-490(n)
Sec. 5	October 1, 2015	19a-493(c)(2)
Sec. 6	October 1, 2015	19a-508a
Sec. 7	October 1, 2015	19a-639a(c) and (d)
Sec. 8	October 1, 2015	20-206mm(h)
Sec. 9	October 1, 2015	20-482
Sec. 10	October 1, 2015	19a-29a(f)
Sec. 11	July 1, 2015	17a-58(c)
Sec. 12	July 1, 2015	17a-61
Sec. 13	July 1, 2015	17a-111b(b)

PH *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill, which makes various technical corrections to the public health statutes, including fixing an error regarding the neglected cemetery account, has no fiscal impact.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**sHB 6795*****AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS' RECOMMENDATIONS FOR TECHNICAL CORRECTIONS TO THE PUBLIC HEALTH STATUTES.*****SUMMARY:**

This bill makes a minor change to the statute pertaining to death certificate fees. Specifically, it extends a provision in current law that requires death certificate fees received by the Department of Public Health to be deposited in the state's neglected cemetery account. (Under PA 14-133, this provision will be eliminated as of July 1, 2015.)

The bill also makes technical and conforming changes to various public health statutes.

EFFECTIVE DATE: October 1, 2015, except that the provisions regarding (1) death certificate fees and (2) certain Department of Children and Families statutes take effect July 1, 2015.

COMMITTEE ACTION

Public Health Committee

Joint Favorable Substitute

Yea 27 Nay 0 (03/23/2015)